

ORDINANCE No. 184224

Update the residential franchise customer cap to reflect forty percent of the customer base (Ordinance; amend Code Section 17.102.130)

The City of Portland Ordains:

Section 1. The Council Finds:

1. Portland City Code 17.102.130 establishes a franchise size limit to 50,000 customers.
2. The limitation represented forty percent of the 125,000 customers in the city at the time the original franchise ordinance was approved in 1991.
3. The initial system had 69 franchised haulers with the largest hauler having 11,800 accounts. Currently, there are 142,202 customers in the city served by 21 haulers, with the largest hauler having 47,847 customers.
4. Franchised haulers are required to submit a Quarterly Residential Customer Count Report.
5. The proposed amendment updates the customer cap to reflect forty percent of the customer base at any time.

NOW THEREFORE, the Council directs:

- a. Amend Subsection 17.102.130 A. as follows:
 - A. No franchisee shall serve ~~more than 50,000~~ residential customers greater than forty percent of the residential customer base, as determined on a quarterly basis. For purposes of this Section, the Bureau of Planning and Sustainability will calculate the residential customer base and the residential customer cap using the most recent Quarterly Residential Customer Count Report, and shall keep this calculation on file for public reference.

Passed by the Council: NOV 10 2010

Mayor Adams
Prepared by: Megan Ponder
Date Prepared: 10/12/10

LaVonne Griffin-Valade
Auditor of the City of Portland

By 
Deputy

1388

1436 1468

Agenda No.

ORDINANCE NO. 184224

Title

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INTRODUCED BY Commissioner/Auditor: MAYOR SAM ADAMS	CLERK USE: DATE FILED <u>OCT 22 2010</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Adams	LaVonne Griffin-Valade Auditor of the City of Portland
Position 1/Utilities - Fritz	
Position 2/Works - Fish	
Position 3/Affairs - Saltzman	
Position 4/Safety - Leonard	By: <u>[Signature]</u> Deputy
BUREAU APPROVAL Bureau: Planning and Sustainability Bureau Head: Susan Anderson	ACTION TAKEN: OCT 27 2010 CONTINUED TO NOV 03 2010 9:30 A.M. NOV 03 2010 PASSED TO SECOND READING NOV 10 2010 9:30 A.M.
Prepared by: Megan Ponder Date Prepared: Oct. 18, 2010	
Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/>	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Council Meeting Date October 27, 2010	
City Attorney Approval <u>[Signature]</u>	

AGENDA
TIME CERTAIN <input type="checkbox"/> Start time: _____
Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT <input checked="" type="checkbox"/> <u>Pulled</u>
REGULAR <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	<input checked="" type="checkbox"/>	
2. Fish	<input checked="" type="checkbox"/>	
3. Saltzman	<input checked="" type="checkbox"/>	
4. Leonard	<input checked="" type="checkbox"/>	
Adams	<input checked="" type="checkbox"/>	